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October 15, 2013

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Ms. Roylene Cunningham, OCE-127
Ms. Julie Vergeront, Office of Regional Counsel
U.S. Environmental Protection Agency, Region 10
1200 Sixth Ave., Suite 900
Seattle, Washington 98101

Re: Clearwater Paper Corporation Scope of 114 Request

Dear Roylene and Julie:

Clearwater Paper Corporation is completing work on the test plan and notification of testing required by paragraph #3 of EPA's information request dated July 19, 2013. As agreed, the plan and notification will be submitted to EPA no later than October 31, 2013.

In the course of preparing the required test plan, the following question surfaced regarding EPA's request for total reduced sulfur (TRS) data from the M&D Digesters:

- *What is the regulatory basis for requiring collection of TRS measurements?*

The purpose and authority for EPA's information request, as stated on page 1 of EPA's letter, is to determine whether any violations of the Clean Air Act (CAA) occurred and for other purposes of the CAA. Clearwater is unaware of any enforceable requirements under the CAA for TRS concentrations that might apply to the M&D Digesters, or how TRS concentrations might be reasonably considered for another purpose under the CAA. TRS is not a hazardous air pollutant covered by the applicable NESHAP; nor are the TRS compounds -- dimethyl disulfide, dimethyl sulfide, hydrogen sulfide, and methyl mercaptan. Also, the digesters are not subject to New Source Performance Standards. Both M&D Digesters were constructed prior to September 24, 1976, the applicable date of Subpart BB.

Clearwater objects to the scope of measurements required by EPA that includes TRS data collection. Clearwater requests that EPA narrow the scope of its information request to exclude the TRS measurements currently required by paragraph #2.



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Clearwater requests a prompt reply from EPA so that the test plan may be revised and submitted to conform to a more appropriate scope of data collection, as described above.

Sincerely,

Krista McIntyre

cc: Elizabeth Loeb, DOJ
Lisa Carlson, IDEQ
Marv Lewellan, Clearwater Paper Corporation